

**UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS**

**FRANKLIN A. GREEN,** )

**Appellant,** )

)

**v.**

**No. 21-4193**

)

)

**DENIS MCDONOUGH,** )

**Secretary of Veterans Affairs,** )

**Appellee.** )

**JOINT MOTION FOR CLARIFICATION OF ISSUES FOR ORAL  
ARGUMENT**

On January 25, 2023, the Court ordered the parties to present oral argument on April 19, 2023, at 2:00 pm. On appeal is an February 22, 2021, Board of Veterans' Appeals (Board) decision that: 1) granted readjudication of a claim for service connection of an acquired psychiatric disorder, to include bipolar disorder; 2) granted readjudication of the claim for service connection for PTSD; 3) granted service connection for an acquired psychiatric disorder, to include bipolar disorder; 4) denied service connection for PTSD; and 5) denied TDIU.

The parties' briefing included arguments on several issues with respect to the denial of TDIU, with multiple issues of potential interest to a panel of the Court. As such, clarification of the issue, or issues, of interest to the Court would aid the parties in preparing for oral argument because it would enable counsel for the parties to focus their arguments on those issues that the Court found significant enough to warrant a precedential panel decision.

Clarification of the issues would also assist the Court by ensuring the parties are better and more thoroughly prepared to address the discrete issue, or issues, the Court wishes to examine at oral argument.

WHEREFORE, the parties respectfully move the Court for clarification of the issue, or issues, to be addressed at oral argument.

Respectfully submitted,

FOR APPELLANT:

/s/ Haley E. Smith  
**HALEY E. SMITH**  
Attig Curran Steel, PLLC  
P.O. Box 250724  
Little Rock, AR 72225  
866-627-7764

FOR APPELLEE:

RICHARD J. HIPOLIT  
Deputy General Counsel for Veterans  
Programs

MARY ANN FLYNN  
Chief Counsel

/s/ Amanda M. Haddock  
AMANDA M. HADDOCK  
Deputy Chief Counsel

/s/ Dennis Pitman  
DENNIS PITMAN  
Appellate Attorney  
Office of General Counsel (027N)  
U.S. Department of Veterans Affairs  
810 Vermont Avenue, N.W.  
Washington, DC 20420  
202-632-4376